

CLASSIFICATION OFFICE DECISION

Title of publication: VID-20180108-WA0001.mp4

Other known title(s): Not stated

OFLC ref: 2000149.000

Medium: Video File

Producer: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable.
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Excisions: No excisions recommended

Descriptive note: None

Display conditions: None

Date of entry in Register: 27 July 2020

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 27 July 2020

	Components	Running time
Untimed component(s):	VID-20180108-WA0001	0:06
Total running time:		0:06

Summary of reasons for decision:

The video file is deemed to be objectionable under ss 3(2)(b) and 3(2)(f) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). It depicts a group of naked men using extreme violence and cruelty to compel a woman to submit to sexual conduct. Due to its brevity there is no context that might indicate the woman's consent to this treatment. Instead it presents the idea that such violence and cruelty in a sexual encounter is both possible and arousing. The availability of such material contributes to attitudes that lead to sexual violence. This classification interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention that publications which fall under s 3(2) of the FVPC Act be deemed objectionable. It also reflects the concern of a free and democratic society

to limit the availability of material that encourages attitudes that lead to sexual violence, or that promote acts of extreme violence and cruelty.